

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

COURTROOM PROCEEDINGS

The court met in its courtroom at 10:00 A.M. Present: Honorable Nickolas J. Dibiaso, Acting Presiding Justice; Honorable Timothy S. Buckley, Associate Justice; Honorable Dennis A. Cornell, Associate Justice; and Kay Frauenholtz, Clerk/Administrator, by Jill Rivera, Assistant Deputy Clerk.

F042469 Gutierrez v. Gutierrez

Cause called and argued by Mark B. Wilson, Esq., counsel for defendant/appellant and by Janlynn R. Fleener, Esq., counsel for plaintiffs/appellants.

Cause ordered submitted.

The court adjourns.

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F043941 People v. Rubio

The judgment is affirmed. Cornell, J.

We concur: Vartabedian, Acting P.J.; Dawson, J.

[CERTIFIED FOR PARTIAL PUBLICATION]

F043433 People v. Ingram

The judgment is affirmed. Levy, J.

We concur: Harris, Acting P.J.; Gomes, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F045181 Cain et al. v. County of Madera; Reeves et al.

Appellant having filed an abandonment and/or request for dismissal of appeal, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

Pursuant to rule 20[c], California Rules of Court, it is further ordered that the remittitur issue forthwith.

F043934 Majistee Corporation v. Lewis et al.

Respondents' motion to dismiss the appeal as moot is denied. The judgment of dismissal entered July 8, 2003, is reversed and the complaint is reinstated. Majistee shall have 30 days after this decision becomes final to file an amended complaint. Majistee shall recover its costs. Cornell, J.

We concur: Vartabedian, Acting P.J.; Dawson, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F043363 In re the Marriage of Mills

The judgment is affirmed. Buckley, J.

We concur: Dibiaso, Acting P.J.; Cornell, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F041212 People v. Torres

The judgment is affirmed. Harris, Acting P.J.

We concur: Levy, J.; Gomes, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

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F045182 Cain et al. v. County of Madera; Reeves et al.

Appellant having filed an abandonment and/or request for dismissal of appeal, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

Pursuant to rule 20[c], California Rules of Court, it is further ordered that the remittitur issue forthwith.

F042051 People v. Rudis

Good cause appearing, the appeal is reinstated.

F035605 Gerawan Farming, Inc. et al. v. California Table Grape Commission

IT IS HEREBY ORDERED that the above-entitled matter is remanded to the trial court, the Fresno County Superior Court, which shall conduct further proceedings consistent with the opinion of the Supreme Court of California in Gerawan Farming, Inc. v. Kawamura (2004) 33 Cal.4th 1. No costs are awarded.

F045514 People v. Hunt

No brief having been filed by appellant after notice duly given under rule 17(a)(1) of the California Rules of Court, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.